

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION**

**SHELIA DUPREE AND
DENNIS DUPREE**

PLAINTIFFS

V.

CAUSE NO: 1:06CV162-SA

**BARNHILLS BUFFET, INC. AND
SPIRIT FINANCE CORPORATION**

DEFENDANTS

ORDER ON SUMMARY JUDGMENT AND RECONSIDERATION

Pursuant to a memorandum opinion issued forth this day:

- 1) Defendant Spirit Finance Corporation's Motion for Summary Judgment [34] is **GRANTED**.
- 2) Plaintiffs' Motion for Reconsideration [50] is **DENIED**.
- 3) Further, the case is **DISMISSED**.
- 4) The Clerk is ordered to **CLOSE** the case and **TERMINATE** its trial date.

So **ORDERED**, this the 5th day of June, 2008.

**/s/ Sharion Aycock
U.S. DISTRICT COURT JUDGE**